RESOLUTION NO. 05-12

PERTAINING TO THE AMENDMENT OF ARTICLE 9.0 OF THE CALVERT COUNTY ROAD ORDINANCE AND THE ESTABLISHMENT OF A CIVIL CITATION FORM.

WHEREAS, pursuant to the authority granted in Article 25 of the Annotated Code of Maryland, the Board of County Commissioners of Calvert County, Maryland has general authority to promulgate, amend and repeal rules and regulations governing the construction and repair of all public roads, other than state or federal highways, within Calvert County; and,

WHEREAS, effective the 12th day of October, 1976, the Board of County Commissioners adopted the Calvert County Road Ordinance, as amended from time to time; and,

WHEREAS, it has come to the attention of the Board of County Commissioners that the provisions of the Calvert County Road Ordinance, as amended from time to time, do not allow for the effective controlling, monitoring and inspecting of unauthorized activities within the County right-of-ways; and,

WHEREAS, it is the desire of the Board of County Commissioners to amend the Calvert County Road Ordinance to include provisions to enable the County to effectively control, monitor and inspect unauthorized activities within the County right-of-ways; and,

WHEREAS, after due notice was published, a public hearing was held by the Board of County Commissioners on January 24, 2012, at which time public comment was solicited and at which time the Board made a determination of what changes would be implemented.

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Calvert County, Maryland, that Article 9.0 of the Calvert County Road Ordinance, BE and hereby IS, amended.

AND BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert Calvert County, Maryland, that the establishment of a Civil Citation form in essentially the format set forth in Exhibit A attached hereto, and as may be amended from time to time, shall be utilized to enforce the provisions of Article 9.0 of the Calvert County Road Ordinance.

AND BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland, that the amendment of Article 9.0 of the Calvert County Road Ordinance and the establishment of the Civil Citation form referenced herein shall be effective on March 1, 2012.

RES. No. 05-12

EX 5 0 6 3 8 FG 3 7 9

| DONE, thisday of Commissioners of Calvert County, Maryla | February 2012, by the Board of County and sitting in regular session. |
|---|--|
| ATTEST: Original Otok Corimne J. Cook, Clerk | BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY, MARYLAND Gerald W. Clark, President |
| Approved for legal Sufficiency on Z/14/12 by John B Norris III County Attorney | Steven N. Weems, Vice President Pat Nutter Susan Shaw Susan Shaw Evan K. Slaughenhoupt, Jr. |
| | Reconved for Record. 2121 2012 at 2:45 o'clock P. M. Some day recorded in Liber KPS No. 38 Folio 378 COUNTY COMMISSIONERS OF DEPARTMENT. |

"EXHIBIT A"

CIVIL CITATION EX 5 0 5 3 8 PG 3 8 0

Calvert County Road Ordinance

| DATE: | TIME: | TIME: | | | | |
|--|--|---------------------|---|-----------------------------------|--|--|
| NAME OF PERSON CHA | ARGED: | | PHONE: | | | |
| | | | | | | |
| LOCATION OF VIOLAT | ION:LIBER/FOLIO: | | CURDIVICION | | | |
| LOT/BLOCK: | PARCEL #: | | SUBDIVISION: | | | |
| TAX MAP #: | FARCEL #. | | | | | |
| Calvert County Road Or | at the above-named person a dinance, and has been assess , sut DAY YEAR | sed a civil fine in | the amount of \$ | to be paid no lat | | |
| ORDINANCE SECTIO | N & TITLE | | NATURE OF VIO | LATION | | |
| | | | | | | |
| | CORREC | TIVE ACTION | REQUIRED | | | |
| | | | | | | |
| Deadline for Correction | n of Violation | | | | | |
| Certify that the above in attached hereto: | nformation is true and correc | t to the best of n | ny knowledge or, if applic | able, based upon the affiday | | |
| Issuing Inspector | | Department/I | Division | Date | | |
| YOU ARE REQUIRED PLEASE TAKE NOTIC | RGED: YOU HAVE BEEN BY LAW TO EITHER PAY E: WHERE APPLICABLE E VIOLATION SUBJECT T | THIS FINE AT | THIS TIME, OR ELECT F CONTINUED VIOLAT | T TO STAND TRIAL. | | |
| County Services Plaza, Sui | ash or check made payable to the te 202, Prince Frederick, Maryl e liable for an additional fine a | and 20678. The f | ine must be paid within twer | nty (20) days from the receipt of | | |
|) Check here if you ele | ct to stand trial. | | | | | |
| lays before the due date of | ou must give notice of intentior payment as set forth above. U the citation and the notice of in rial date. | pon receipt of the | notice of intention to stand t | rial, the Division shall forward | | |
| mmediately; you cannot w | to hire an attorney at your own ait until the day of the trial. If your right to an attorney, and | you have not hired | I an attorney by the time you | appear for trial, the judge can | | |
| O STAND TRIAL, RETU | JRN A COPY OF THIS CITAT | TION CONTAINI | NG YOUR SIGNATURE T | O THE ADDRESS BELOW. | | |
| | the date of payment set forth in intent to stand trial may result i | | | | | |
| | De | partment of Publi | Frederick, MD 20678 | | | |
| | Signature of Defendant (Person Cha | rged) | | Date | | |
| Defendant (2) | | err. | | | | |
| Department of F Division of Proj | ublic Works ect Management & Inspections | | | | | |

RES. No. 05-12